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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

Application Serial No.	79152115
Applicant	ROSEN Swiss AG

Notice of Appeal

Notice is hereby given that ROSEN Swiss AG appeals to the Trademark Trial and Appeal Board the refusal to register the mark depicted in Application Serial No. 79152115.

Applicant has filed a request for reconsideration of the refusal to register, and requests suspension of the appeal pending consideration of the request by the Examining Attorney.

The refusal to register has been appealed as to the following classes of goods/services:

- Class 007. First Use: 0 First Use In Commerce: 0
All goods and services in the class are appealed, namely: Machines for cleaning pipes, pipelines, ships' sides and tanks of all types, namely, cleaning pigs and industrial robots for cleaning of metal and plastic surfaces; machines for fixing and placing pipe caps; machine couplings and transmission components for power transmission, other than for land vehicles; printing rollers for machines; cases for machines, namely, fitted transport cases for machines; lubrication-free toothed wheels for machines; machine parts for cleaning pigs, namely, disks made of plastic material
- Class 009. First Use: 0 First Use In Commerce: 0
All goods and services in the class are appealed, namely: Apparatus and instruments for marine use, photography, filming, weighing, life-saving and teaching, scientific use, optical purposes, surveying, measuring, signalling and control, namely electronic, electrical, optical and mechanical devices for pigging pipelines, cameras, magnetic sensors, ultrasonic sensors, eddy-current sensors, magnetic flux leakages sensors, mechanical sensors, inertial measurement sensors for examining cracks in pipelines, tanks, in particular for determining the geographical coordinates of a pipeline or tank; apparatus and instruments for locating cleaning or inspection machines in a pipeline or tank, in particular by means of low-frequency signals or magnetic signals; apparatus and instruments for measuring flows in pipes and pipelines, namely, apparatus and instruments for non-invasively measuring flows in pipes and pipelines; magnets for locating cleaning or inspection machines; apparatus for recording and reproducing sound and images, in particular equipment for transmitting, recording and visualising pipeline data and inspection data relating to pipes, pipelines, ships' sides, tanks and metal panels of all types; data processing apparatus and computers for capturing and interpreting inspection data relating to pipelines, ships' walls, pipes, tanks and metal panels of all types; computer programs for analysing pipeline and tank inspection data; computer programs for capturing, visualizing and interpreting inspection data relating to pipelines, ships' sides, tanks and metal panels; computer programs for storing and managing inspection data relating to pipelines, ships' sides, tanks and metal panels of all types; electronic storage device in the nature of memory media for storing computer programs for interpreting inspection data relating to pipelines and ships' sides of all types, and for storing computer programs for storing, visualizing and managing the inspection data relating to pipelines, ships' sides, tanks and metal panels of all types, with the exception of data storage media relating to rose plants; electronic storage device in the nature of memory media for storing inspection data relating to pipelines, ships' sides, tanks and metal panels of all types; computer software for operating industrial installations, in particular pipelines, tanks, ships and mills; computer software for analyzing and assessing risks in industrial installations, in particular in pipelines and tanks, ships and mills; computer programs for planning and carrying out maintenance and repairs on industrial installations, in particular on pipelines, mills, ships and tanks of all types; computer programs for creating 3D views of industrial installations, in particular of pipelines, tanks, ships, mills and components thereof; data processing apparatus and computers for capturing, interpreting and displaying, outputting and storing inspection and management data relating to metal surfaces and objects, in particular to pipelines, ships and ships' sides, pipes, tanks, mills and metal panels of all types; temperature measuring instruments for capturing temperature data, in particular in pipelines; electronic, radio and wireless transmitters for apparatus for inspecting pipelines, ships' sides and tanks; laser-based surveying instruments for ships' sides and creating profiles of a surface, in particular a metal surface, including the surface of a pipe, tank or ship's side; sensors for recording

pressure, acceleration, magnetic field strength, eddy currents and temperature, in particular during the inspection of pipelines, ships' sides, tanks and metal panels of all types; printed circuit boards; monitoring apparatus for monitoring the acoustics, pressure, humidity and salt content in pipes; software for operating monitoring units for acoustic monitoring and for monitoring the pressure, humidity and salt content in pipes; devices and apparatus for identifying the geometry of metal surfaces and objects, in particular of pipes, pipelines, ships' sides and tanks of all types, namely, devices and apparatus for surveying free span and for creating 3D maps of pipelines; devices and apparatus for inspecting metal surfaces and objects, in particular pipes, pipelines, ships' sides, metal panels and tanks of all types, namely, devices and apparatus for surveying the coating of pipes, pipelines, ships' sides and tanks, devices and apparatus for detecting and calculating the volume of deposits in pipes, pipelines and tanks, passively or actively driven devices and apparatus for examining defects of all types in metal surfaces and objects, in particular in pipes, pipelines, ships' sides and tanks, namely, the examination of metal losses, corrosion, anomalies and cracks or fractures in, and the material properties of, pipes, pipelines, ships, ships' sides, mills and tanks, annular devices and apparatus and robots for externally locating corrosion on pipes and pipelines; passively or actively driven devices and apparatus for recording images taken inside pipes, pipelines or tanks; fitted transport cases for the aforementioned devices and apparatus; components of inspection pigs, namely, disks of metal and brushes

- Class 012. First Use: 0 First Use In Commerce: 0
All goods and services in the class are appealed, namely: Vehicle suspension bump stops; wheel chocks having integrated sensors (for motor vehicle); non-lubricated toothed wheels for vehicles and bicycles
- Class 017. First Use: 0 First Use In Commerce: 0
All goods and services in the class are appealed, namely: Semi-finished goods made of rubber and plastic, gaskets, packaging, and insulating material, namely, semi-processed plastic in the form of films, tubes, bars and rods; gasket, packaging and insulating material, namely pipe gaskets, pipe insulation, packaging for pipe and pipeline inspection equipment; self-locking support systems for locating pipes, namely, insulated non-metal pipe supports; synthetic plastic as semi-finished products in the form of profiles; wear protection for milling tools, namely plates and covers as semi-finished products made of plastics for protection against wear on milling tools; components of cleaning and inspection pigs of plastic, namely semi-finished products in the form of plastic disks, including cups and disks, fastening arms and covering plates for protection against wear; synthetic plastic as semi-finished products in the form of plates for covering frames, namely polyurethane plate for covering frames as parts of building walls; dampers for pipe supports in the nature of rubber pads that act as shock absorbers for pipe supports; hole sleeves for foundations in the nature of hulls for reinforcements of foundations; waterproof insulating membranes and sealants made of rubber and plastic for lining containers, pipes and apparatus or parts thereof, and for covering surfaces
- Class 037. First Use: 0 First Use In Commerce: 0
All goods and services in the class are appealed, namely: Repair work, specifically the repair and maintenance of pipelines and other pipework, tanks, ships, ships' sides, mills and of the mechanical, electrical and optical apparatus and instruments required for said repair and maintenance; cleaning of pipelines, tanks and containers in industrial installations; coating of pipes for the servicing of the interior thereof, namely, covering and coating of pipelines for liquid, gaseous and viscous media, application of protective coatings to pipes, lining the interior of pipes for others by applying a polyurethane mass
- Class 038. First Use: 0 First Use In Commerce: 0
All goods and services in the class are appealed, namely: Telecommunications, namely, telecommunications gateway services, data transmission and reception services via telecommunication means, transfer of data by telecommunication; provision of access to data or documents relating to industrial installations, in particular to pipelines, ships, ships' sides, pipes, mills and tanks, stored electronically in central files for remote consultation; providing user access to data on the Internet or in an Intranet in the field of industrial installations, in particular to pipelines, ships' sides, mills and tanks, via telephone lines, cables, network connections and the inter- or intranet; provision of access to data on a computer server having software for capturing, analyzing, visualizing and managing data relating to industrial installations, in particular to pipelines, ships, ships' sides, pipes, tanks and mills, via telephone lines, cables, network connections and the inter- or intranet; transmission and distribution of inspection or analysis data relating to pipelines, ships' sides, pipes or tanks, via a local or global computer network, namely electronic transmission of data and documents concerning inspection or analysis data relating to pipelines, ships' sides, pipes or tanks via electronic communications networks, computer terminals and electronic devices; rental of telecommunication or electronic data processing equipment for access to a computer server having data relating to industrial installations, in particular to pipelines, ships, ships' sides, pipes and tanks; provision of access to data

or documents pertaining to inspections stored electronically in central files for remote consultation

- Class 040. First Use: 0 First Use In Commerce: 0
All goods and services in the class are appealed, namely: Coating of pipes for the lining thereof, namely applying protective coatings to the wall of pipes
- Class 042. First Use: 0 First Use In Commerce: 0
All goods and services in the class are appealed, namely: Scientific and technological services excluding services relating to rose plants, namely, in the field of inspection of pipes, metal walls, plates, pipelines, tanks and ships; industrial research and analysis in the field of analyzing industrial installations to get information on the actual and future state of the installation and its contents and industrial research services for operators of industrial installations of the energy, water and food supply sector; technical testing, analysis and evaluation of industrial installations and metal surfaces, in particular of pipelines, ships' sides, pipes, tanks, mills and metal walls of all types for the detection of faults, leakages and material properties; technical testing, analysis and evaluation of the flow in pipelines, pipes and tanks; providing technical interpretation and analysis of inspection data, in particular fault detection data, flow measurement data, material properties inspection data and status data, relating to industrial installations and metal surfaces, in particular, pipelines, ships' sides, pipes, mills, tanks and metal panels of all types, and designing information graphics and data visualization materials for use in connection therewith; development and rental of software and development and rental of database servers for processing, interpreting and visualizing inspection and analysis data; development and rental of software for risk management in and the operation, maintenance and servicing of industrial installations, in particular of pipelines, ships, mills and tanks of all types; development and rental of software for creating 3D views of industrial installations, in particular of pipelines, tanks, ships, mills and components thereof; technical consultation and planning services for the repair and maintenance of industrial installations, in particular of pipelines, ships, mills and tanks and the mechanical, electrical and optical apparatus and instruments required for said repair and maintenance; risk assessment of pipelines, ships, ships' sides, tanks and like metal industrial installations and devising inspection plans, namely risk assessment of offshore and onshore facilities for others; preparation of technical reports on the state of offshore and onshore facilities for others; electronic data storage, namely, providing inspection data on servers in the form of custom project pages

Respectfully submitted,
/Adam S. Weiss/
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